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1	MEMO	ROBERTS TO DIANNA HOLLAND RE REAPPOINTMENT TO PRESIDENT'S COMMITTEE ON MENTAL RETARDATION (PARTIAL)	1	1/11/1985	В6	1264
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Freedom of Information Act - [5 U.S.C. 552(b)]

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B-1 National security classified information [(b)(1) of the FOIA]

B-2 Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]

B-3 Release would violate a Federal statute [(b)(3) of the FOIA]

B-4 Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]

B-6 Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]

B-7 Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]

B-8 Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]

B-9 Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

E.O. 13233

#### THE WHITE HOUSE

WASHINGTON

January 11, 1985

MEMORANDUM FOR DIANNA G. HOLLAND

FROM:

JOHN G. ROBERTS

SUBJECT:

Reappointment of Anne C. Seggerman to the President's Committee on

Mental Retardation

I have reviewed the Personal Data Statement submitted by the above-named individual in connection with her prospective reappointment to the President's Committee on Mental Retardation (PCMR). The PCMR, established by Executive Order 11776, provides advice to the President on mental retardation, Federal programs in the area, and the development and dissemination of information on mental retardation. The PCMR submits an annual report to the President on mental retardation.

Pursuant to section 2 of Executive Order 11776, several Cabinet members serve on the Committee ex officio, and the President may appoint "[n]ot more than twenty-one other members...employed in either the public or the private sectors...includ[ing] specialists in medicine and other healing arts, human development, special education, law, and employment problems, as well as members of foundations and other private organizations active in the mental retardation field."

Mrs. Seggerman clearly satisfies the criteria of the Executive Order.

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#### THE WHITE HOUSE

#### WASHINGTON January 17, 1985

#### APPOINTMENT PROCESS PERSONAL INTERVIEW RECORD

DATE OF INTERVIEW:		January 17, 1985 (by telephone)		
CANDIDATE: _	Kyle C.	• · · · ·		
POSITION:		National Lastitute of Building Sciences		
INTERVIEWER: _	John G.	Roberts (//X		
COMMENTS:		•		

Kyle C. Boone is being considered for reappointment to the National Institute of Building Sciences (NIBS) "as representative of the public interest," 12 U.S.C. § 1701j-2(c)(4). Mr. Boone meets the statutory requirements for this appoint-The statute provides that "[t]hose representing the public interest on the Board shall include architects...," id. § 1701j-2(c)(1), and Mr. Boone is an architect. The statute also provides that "[s]uch members of the Board shall hold no financial interest or membership in, nor be employed by, or receive other compensation from, any company, association, or other group associated with the manufacture, distribution, installation, or maintenance of specialized building products, equipment, systems, subsystems, or other construction materials and techniques for which there are available substitutes." Mr. Boone reaffirmed that he had no affiliation that would disqualify him under this provision.

He was originally cleared by me for appointment to the NIBS Board on March 9, 1983. Reappointments are authorized, see 12 U.S.C. § 1701j-2(c)(3), but no individual may serve more than three consecutive three-year terms. This is Mr. Boone's first reappointment.

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#### THE WHITE HOUSE

# January 17, 1985

## APPOINTMENT PROCESS PERSONAL INTERVIEW RECORD

DATE OF INTERVIEW: January 17, 1985 (by telephone)

CANDIDATE: MacDonald G. Becket

POSITION: Member, National Institute of Building Sciences

INTERVIEWER: John G. Roberts

#### COMMENTS:

MacDonald G. Becket is being considered for reappointment to the National Institute of Building Sciences (NIBS) "as representative of the public interest, " 12 U.S.C. § 1701j-2(c) (4). Mr. Becket meets the statutory requirements for this appointment. The statute provides that "[t]hose representing the public interest on the board shall include architects...," id. § 1701j-2(c)(1), and Mr. Becket is an architect. statute also provides that "[s]uch members of the Board shall hold no financial interest or membership in, nor be employed by, or receive other compensation from, any company, association, or other group associated with the manufacture, distribution, installation, or maintenance of specialized building products, equipment, systems, subsystems, or other construction materials and techniques for which there are available substitutes." Mr. Becket confirmed that he had no affiliation that would disqualify him under this provision.

He was originally cleared by Ed Wilson for appointment to the NIBS board in early 1983. Reappointments are authorized, see 12 U.S.C. § 1701j-2(c)(3), but no individual may serve more than three consecutive three-year terms. This is Mr. Becket's first reappointment.

I should note that Mr. Becket serves as "honorary consul" for Sri Lanka, a position that triggers the Foreign Agents Registration Act (FARA) and would appear to subject him to disqualification under 18 U.S.C. § 219. That provision makes it a felony for an employee of the United States to act as an agent for a foreign principal required to register under FARA. The NIBS enabling statute, however, specifies that "[t]he members of the initial or succeeding Boards shall not, by reason of such membership, be deemed to be employees of the United States Government." 12 U.S.C. § 1701j-2(c)(6). Accordingly, the prohibition of 18 U.S.C. § 219 is not triggered, and does not represent an obstacle to Mr. Becket's service on the NIBS board.

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